

Please type a plus sign (+) inside this box: ☐

PTO/SB/05 (11-00)

Approved for use through 10/31/2002 OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. MBC-0418
First Inventor Runhai Lu
Title Admixture for Cementitious Compositions
Express Mail Label No. EL722631847US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 26]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets]
5. ☐ Oath or Declaration [Total Sheets]
 - a. ☒ Unexecuted (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Check in the amount of \$1,034.00

18 If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____
Prior application information: Examiner _____ Group Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 23575 (Insert Customer No. or Attach bar code label here) or ☐ Correspondence address below

Name Joseph G. Curatolo
Address Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road, Suite 280
City Westlake State OH Zip Code 44145
Country US Telephone (440) 808-0011 Fax (440) 808-0657

Name (Print/type) Joseph G. Curatolo Registration No. (Attorney/Agent) 28,837
Signature [Signature] Date 5-24-2001

Burden Hour Statement. This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$1,034.00)

Complete if Known

Application Number	New Application
Filing Date	May 24, 2001
First Named Inventor	Runhai Lu
Examiner Name	Not assigned yet
Group Art Unit	Not assigned yet
Attorney Docket No.	MBC-0418

METHOD OF PAYMENT1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:Deposit
Account
Number
Deposit
Account
Name

18-0987

☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17
☐ Applicant claims small entity status
See 37 CFR 1.27
2. ☒ Payment Enclosed:
☒ Check ☐ Credit Card ☐ Money
Order ☐ Other
FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	710.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$710)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from Below	Fee Paid
38	-20**= 18	18	= 324.00
3	-3**= 0	0	= 0
Multiple Dependent			

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$324.00)

** or number previously paid, if greater, For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Joseph G. Curatolo	Registration No (Attorney/Agent)	28,837	Telephone	440/808-0011
Signature	<i>Joseph G. Curatolo</i>	Date	5-24-2001		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231

05/24/01 13945 U.S. 250

**RENNER KENNER GREIVE
BOBAK TAYLOR & WEBER**

A LEGAL PROFESSIONAL ASSOCIATION

Intellectual Property Law
Established 1917

05-25-01

24500 CENTER RIDGE ROAD
SUITE 280
WESTLAKE, OHIO 44145
Telephone (440) 808-0011
Fax (440) 808-0657
www.rennerkenner.com

A

REESE TAYLOR
PHILLIP L. KENNER
EDWARD G. GREIVE
DONALD J. BOBAK
RAY L. WEBER
JOSEPH G. CURATOLO
RICHARD B. O'PLANICK*
RODNEY L. SKOGLUND
ANDREW B. MORTON
ARTHUR M. REGINELLI

LAURA J. GENTILCORE
SHANNON V. McCUE
MICHAEL F. MORGAN
SALVATORE A. SIDOTI
JOHN J. CUNNIFF
MARK L. WEBER

SYLVIA PETROSKY, of counsel

Technical Specialists
TAMA L. DRENSKI
HEIDI R. CARROLL
CHRISTOPHER J. KORFF

*ADMITTED TO PENNSYLVANIA BAR

May 24, 2001
Docket No. MBC-0418

**BOX PATENT APPLICATION
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231**

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EL722631847US - "Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Laura A. Refn
(type or print name of person signing paper)

Laura A. Refn
(signature of person mailing paper)

5-24-01
(date)

TRANSMITTAL SHEET FOR PATENT APPLICATION

Dear Sir:

Transmitted herewith for filing under 35 U.S.C. §111(a) is a written application for a patent.

Express Mail No.: EL722631847US

Title: Admixture for Cementitious Compositions

Inventor: Runhai Lu

Docket No. MBC-0418

The present application claims priority under 35 U.S.C. §119(e) from United States Provisional Application for Patent Serial No. 60/207,040 filed May 25, 2000.

The assignee to be printed on the front page of the publication of the present patent application is MBT Holding AG of Zurich, Switzerland.

Offices in

AKRON

CLEVELAND/WESTLAKE

WOOSTER

May 24, 2001

Page 2

Enclosed is:

Transmittal Letter with Certificate of Mailing and Authorization to Charge Deposit Account (2 pages - in duplicate)

Utility Patent Application Transmittal Sheet (1 page)

Fee Transmittal Sheet (1 page - in duplicate)

Application Data Sheet

Combined Declaration and Power of Attorney (3 pages - unexecuted)

Specification:

20 pages of Description

5 pages of Claims

1 page of Abstract

Check in the amount of \$1,034.00

Return Receipt Postcard

Authorization to Charge Deposit Account

In the event an additional fee is applicable to the filing of this document and the required fee is not enclosed, or the fee submitted is insufficient, the Commissioner is hereby authorized to charge any fees which might be required to effect the filing of this (these) document (s) to Account No. 18-0987. This transmittal is being submitted in duplicate.

Respectfully submitted,



Joseph G. Curatolo, Esq. (Reg. No. 28,837)

RENNER, KENNER, GREIVE, BOBAK, TAYLOR & WEBER

24500 Center Ridge Road, Suite 280

Westlake, Ohio 44145

Telephone: (440) 808-0011

Attorney for Applicant

5-24-2001

Date